

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE, JURISDICTION

CRIMINAL WRIT PETITION NO.1273 OF 2004

Shri B.S.Shridharan
and Anr. ...Petitioners.

Versus

Shri Chetan Dhanulal
Bablani & Anr. ...Respondents.

.....
Mr.Harihar Bhawe, Advocate i/b. Bhawe & Company,
for the Petitioners.
Mr.S.V.More, APP, for the State.
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CORAM : SMT.V.K.TAHILRAMANI, J.

DATED : AUGUST 16, 2006.

P.C.:

1. Heard Mr.Bhawe learned advocate for the petitioners-original accused and Mr.More, learned APP for the State. None appears for Respondent No.1, though served.

2. The petitioners had preferred an application for discharge in Criminal Case No.412/2000, which is pending before the learned J.M.F.C. Ulhasnagar. By order dated 8th January, 2004, the learned Magistrate rejected the said application for discharge. Being aggrieved by the said order, the petitioners have approached this

Court.

3. In my view, it would be appropriate that the petitioners prefer a revision or appropriate proceedings against the impugned order before the concerned Sessions Court. To enable the petitioners to prefer revision before the Sessions Court, the proceedings before the trial Court are stayed for a period of eight weeks from today. Revision to be preferred by the petitioners within a period of eight weeks from today. If the revision is preferred within a period of eight weeks, then the learned Sessions Judge shall condone the delay if any in filing the revision; and shall dispose of the matter on merits after hearing the necessary parties.

4. Criminal Writ Petition is disposed of.

(SMT.V.K.TAHILRAMANI, J.)